



RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION		Docket No.:	BAL6019P1460US
Applicant(s):	Ellen Leue	Confirmation No.:	2014
Serial No.:	10/627,223	Filing Date:	7/25/2003
Group Art Unit:	1661	Examiner:	P. Phuong
Invention: Hibiscus Plant 'Balhibred'			

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith in response to the Notice to File Corrected Application Papers dated September 20, 2004 are:

- ☒ Executed declaration or oath for this application.
- ☒ Return copy of the Notice to File Corrected Application Papers.
- ☐ Other: _____
- ☒ A check in the amount of \$130.00 to cover the filing fee and/or surcharge.
- ☐ Charge \$_ to Deposit Account No. 23-0785.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required to this application under 37 C.F.R. §1.15-§1.17, or credit any overpayment, to Deposit Account No. 23-0785. A duplicate copy of this sheet is enclosed.

Respectfully submitted,


By


Lisa V. Mueller, Reg. No. 38,978

WOOD, PHILLIPS, KATZ, CLARK & MORTIMER
Citicorp Center, Suite 3800
500 West Madison Street
Chicago, Illinois 60661-2511
312/876-1800

CERTIFICATE OF MAILING

I hereby certify that this document and fee (if applicable) is being deposited with the United States Postal Service with sufficient postage at First Class Mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 5, 2004.


Aidah Abdallah



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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/627,223	07/25/2003	Ellen Leue	BAL6019P1460US

WOOD, PHILLIPS, KATZ, CLARK & MORTIMER
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 Chicago, IL 60661-2511

CONFIRMATION NO. 2014

FORMALITIES LETTER



OC000000013830708

Date Mailed: 09/20/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/12/2004 HHEKOWEN 00000031 10627223

01 FC:1051

130.00 OP

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

N. N. G. M. C.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE